UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION

TASER INTERNATIONAL, INC.,

        Plaintiff,

v.

    Case No: 6:16-cv-366-PGB-LHP

PHAZZER ELECTRONICS, INC.,
STEVEN ABBOUD, PHAZZER IP,
LLC and PHAZZER GLOBAL
CORPORATION,

        Defendants

ORDER

This cause came on for consideration without oral argument on the following

motion filed herein:

> **MOTION:**   **OPPOSED THIRD MOTION TO COMPEL STEPHENSON'S PRODUCTION OF DOCUMENTS (Doc. No. 691)**
>
> **FILED:**   **June 15, 2023**
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>
> **THEREON** it is **ORDERED** that the motion is **GRANTED**.

Plaintiff moves for an order compelling third-party entity Adam Stephenson,

LLC's production of documents responsive to a subpoena, specifically documents

labeled Bates numbers STEPHENSON 000321–337, and STEPHENSON 000524–525, 559, 573, 582-93, 604, 620-21, 626, 632, 644, 647, 650, 653–55, 676, 680, 682, 684–685, 687, 744-45, 748-49, 752-53, 756-57, 760-61, 771, 775, 777, 803–04, 843, 849–50, 853–54, 863–64, 913–14, 930, 932, 936, 939, 1010, 1013, 1033, 1035, 1037, 1167–68, 1172–73, 1177, 1179, 1181–82, 1188–89, 1697, and 1371.   Doc. No. 691.   Adam Stephenson, LLC has not responded to the motion, and its time for doing so has expired.   *See* Doc. No. 508 ¶ 5 (providing that opposition briefing to a discovery motion must be filed no later than five days after the motion).[1]   Accordingly, the Court deems the motion to be unopposed in all respects.   *See id.* (stating that failure to file a timely response *will* result in the discovery motion being deemed unopposed).   *See also Westchester Surplus Lines Ins. Co. v. Paramount Disaster Recovery, LLC*, No. 6:18-cv-1738-Orl-37DCI, 2019 WL 5294804, at *1 (M.D. Fla. Apr. 19, 2019) ("The Court routinely grants motions as unopposed where the opposing parties have not filed a response in opposition to the motion."); *Bercini v. City of Orlando*, No. 6:15-cv-1921-Orl-41TBS, 2016 WL 11448993, at *2 (M.D. Fla. Sept. 28, 2016) (granting in full

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[1] Adam Stephenson, LLC is represented by counsel admitted to practice in the Middle District of Florida, who by virtue of that admission and appearance in this case, are deemed responsible for reviewing the entire docket and complying with all applicable Local Rules and Court Orders.   The Order on Discovery Motions has been part of this case since March 9, 2022, and applies to all litigants involved in a discovery dispute.   There is no exception for third-party subpoenas.   Doc. No. 508.

unopposed motion to compel); *Daisy, Inc. v. Pollo Operations, Inc.*, No. 2:14-cv-564-FtM-38CM, 2015 WL 2342951, at *1 (M.D. Fla. May 14, 2015) (when defendant did not respond court could consider motion to compel unopposed).

Upon review, the Court finds the unopposed motion well taken. Accordingly, it is **ORDERED** as follows:

1.   Plaintiff's Opposed Third Motion to Compel Stephenson's Production of Documents (Doc. No. 691) is **GRANTED**.

2.   Within **ten (10) days** of the date of this Order, Adam Stephenson, LLC shall produce to Plaintiff documents labeled Bates numbers STEPHENSON 000321–337, and STEPHENSON 000524–525, 559, 573, 582-93, 604, 620-21, 626, 632, 644, 647, 650, 653–55, 676, 680, 682, 684–685, 687, 744-45, 748-49, 752-53, 756-57, 760-61, 771, 775, 777, 803–04, 843, 849–50, 853–54, 863–64, 913–14, 930, 932, 936, 939, 1010, 1013, 1033, 1035, 1037, 1167–68, 1172–73, 1177, 1179, 1181–82, 1188–89, 1697, and 1371.   **By this same deadline, Adam Stephenson, LLC shall file a notice of compliance with the Court.**

3.   All objections to production have been waived by Adam Stephenson, LLC's failure to timely respond to the motion to compel.   *See generally Jackson v. Geometrica, Inc.*, No. 3:04-cv-640-J-20HTS, 2006 WL 213860, at *1 (M.D. Fla. Jan. 27, 2006) (objections not addressed in response to a motion to compel are deemed abandoned).   *See also* Doc. Nos. 606, 662, 671, 681.

DONE and **ORDERED** in Orlando, Florida on June 23, 2023.

LESLIE HOFFMAN PRICE
UNITED STATES MAGISTRATE JUDGE

Copies furnished to:

Counsel of Record
Unrepresented Parties